

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Identification Card Act is amended
5 by changing Section 14B as follows:

6 (15 ILCS 335/14B) (from Ch. 124, par. 34B)

7 Sec. 14B. Fraudulent identification card.

8 (a) (Blank).

9 (b) It is a violation of this Section for any person:

10 1. To knowingly possess, display, or cause to be
11 displayed any fraudulent identification card;

12 2. To knowingly possess, display or cause to be
13 displayed any fraudulent identification card for the
14 purpose of obtaining any account, credit, credit card or
15 debit card from a bank, financial institution or retail
16 mercantile establishment;

17 3. To knowingly possess any fraudulent identification
18 card with the intent to commit a theft, deception or credit
19 or debit card fraud in violation of any law of this State
20 or any law of any other jurisdiction;

21 4. To knowingly possess any fraudulent identification
22 card with the intent to commit any other violation of any
23 law of this State or any law of any other jurisdiction for
24 which a sentence to a term of imprisonment in a
25 penitentiary for one year or more is provided;

26 5. To knowingly possess any fraudulent identification
27 card while in unauthorized possession of any document,
28 instrument or device capable of defrauding another;

29 6. To knowingly possess any fraudulent identification
30 card with the intent to use the identification card to
31 acquire any other identification document;

32 7. To knowingly possess without authority any

1 identification card making implement;

2 8. To knowingly possess any stolen identification card
3 making implement;

4 9. To knowingly duplicate, manufacture, sell or
5 transfer any fraudulent identification card;

6 10. To advertise or distribute any information or
7 materials that promote the selling, giving, or furnishing
8 of a fraudulent identification card.

9 (c) Sentence.

10 1. Any person convicted of a violation of paragraph 1
11 of subsection (b) of this Section shall be guilty of a
12 Class 4 felony and shall be sentenced to a minimum fine of
13 \$500 or 50 hours of community service, preferably at an
14 alcohol abuse prevention program, if available.

15 2. Any person convicted of a violation of any of
16 paragraphs 2 through 9 of subsection (b) of this Section
17 shall be guilty of a Class 3 ~~4~~ felony. A person convicted
18 of a second or subsequent violation shall be guilty of a
19 Class 2 ~~3~~ felony.

20 3. Any person who violates paragraph 10 of subsection
21 (b) of this Section is guilty of a Class A misdemeanor.

22 (d) This Section does not prohibit any lawfully authorized
23 investigative, protective, law enforcement or other activity
24 of any agency of the United States, State of Illinois or any
25 other state or political subdivision thereof.

26 (e) The Secretary of State may request the Attorney General
27 to seek a restraining order in the circuit court against any
28 person who violates paragraph 10 of subsection (b) of this
29 Section by advertising fraudulent identification cards.

30 (Source: P.A. 93-895, eff. 1-1-05.)